IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

THURSDAY, THE 4TH OCTOBER 2007 / 12TH ASWINA 1929

Bail Appl..No. 6013 of 2007()

CRIME NO. 42/2007 OF MULLAPPALLY EXCISE RANGE

PETITIONER/ACCUSED

CHARLIE, S/O.MATHAI, RESIDING AT
MAILADUMPARA VEEDU, MAILADUMPARA KARA,
EARVIPERUR VILLAGE, THIRUVALLA TALUK,
PATHANAMTHITTA DISTRICT.

BY ADV. SRI.AJITH MURALI

RESPONDENTS:

STATE OF KERALA,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR ADV.SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 04/10/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

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B.A.No. 6013 of 2007

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Dated this the 4th day of October, 2007

ORDER

Application for regular bail. Allegations are raised under the provisions of the Kerala Abkari Act. The petitioner was allegedly found to be in possession of 4.5 litres of arrack on 18.09.2007. The petitioner was arrested on the same day and he continues in custody from that date. The learned Public Prosecutor submits that there is no criminal antecedents for the petitioner.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer and I am satisfied that the petitioner, who continues in custody from 18.09.2007, can now be enlarged on bail subject to appropriate conditions.

3. In the result, this application is allowed. The petitioner shall be released on bail on the following terms and conditions.

i) The petitioner shall execute a bond for Rs.25,000/- (Rupees twenty five thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate;

ii) The petitioner shall make himself available for interrogation before the Investigating Officer between as and when directed by the Investigating Officer in writing to do so.

(R.BASANT, JUDGE)

sj